



General Assembly

Substitute Bill No. 5428

February Session, 2010

* HB05428GAE 032610 *

***AN ACT CONCERNING THE POWERS AND DUTIES OF THE STATE
ELECTIONS ENFORCEMENT COMMISSION AND REVISIONS TO
ELECTION LAWS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (a) of section 9-7b of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective July*
3 *1, 2010*):

4 (a) The State Elections Enforcement Commission shall have the
5 following duties and powers:

6 (1) To make investigations on its own initiative or with respect to
7 statements filed with the commission by the Secretary of the State, [or]
8 any registrar of voters or any town clerk, or upon written complaint
9 under oath by any individual, with respect to alleged violations of any
10 provision of the general statutes or regulations relating to any election
11 or referendum, any primary held pursuant to section 9-423, 9-425 or 9-
12 464 or any primary held pursuant to a special act, and to hold hearings
13 when the commission deems necessary to investigate violations of any
14 provisions of the general statutes or regulations relating to any such
15 election, primary or referendum, and for the purpose of such hearings
16 the commission may administer oaths, examine witnesses and receive
17 oral and documentary evidence, and shall have the power to subpoena
18 witnesses under procedural rules the commission shall adopt, to

19 compel their attendance and to require the production for examination
20 of any [books and papers] records, documents or information in any
21 format which the commission deems relevant to any matter under
22 investigation or in question. In connection with its investigation of any
23 alleged violation of any provision of chapter 145, or of any provision of
24 section 9-359 or section 9-359a, the commission shall also have the
25 power to subpoena any municipal clerk and to require the production
26 for examination of any absentee ballot, inner and outer envelope from
27 which any such ballot has been removed, depository envelope
28 containing any such ballot or inner or outer envelope as provided in
29 sections 9-150a and 9-150b and any other record, form or document as
30 provided in section 9-150b, in connection with the election, primary or
31 referendum to which the investigation relates. In case of a refusal to
32 comply with any subpoena issued pursuant to this subsection or to
33 testify with respect to any matter upon which that person may be
34 lawfully interrogated, the superior court for the judicial district of
35 Hartford, on application of the commission, may issue an order
36 requiring such person to comply with such subpoena and to testify;
37 failure to obey any such order of the court may be punished by the
38 court as a contempt thereof. In any matter under investigation which
39 concerns the operation or inspection of or outcome recorded on any
40 voting [machine] tabulator, ballot or memory card and any
41 components or processes utilized to program any such memory card,
42 the commission may issue an order to the municipal clerk, the
43 registrars of voters or any local official or company that maintains
44 custody of such voting tabulator, ballot, memory card or programming
45 components or processes to impound such [machine] tabulator, ballot,
46 memory card or programming components and processes until the
47 investigation is completed;

48 (2) To levy a civil penalty not to exceed (A) two thousand dollars
49 per offense against any person the commission finds to be in violation
50 of any provision of chapter 145, part V of chapter 146, part I of chapter
51 147, chapter 148, section 7-9, section 9-12, subsection (a) of section 9-17,
52 section 9-19b, 9-19e, 9-19g, 9-19h, 9-19i, 9-20, 9-21, 9-23a, 9-23g, 9-23h,

53 9-23j to 9-23o, inclusive, 9-23r, 9-26, 9-31a, 9-32, 9-35, 9-35b, 9-35c, 9-
54 40a, 9-42, 9-43, 9-50a, 9-55, as amended by this act, 9-56, 9-59, 9-168d, 9-
55 170, 9-171, 9-172, 9-232i to 9-232o, inclusive, 9-404a to 9-404c, inclusive,
56 9-409, 9-410, 9-412, 9-436, 9-436a, 9-453e to 9-453h, inclusive, 9-453k or
57 9-453o, (B) two thousand dollars per offense against any town clerk,
58 registrar of voters, an appointee or designee of a town clerk or registrar
59 of voters, or any other election or primary official whom the
60 commission finds to have failed to discharge a duty imposed by any
61 provision of chapter 146 or 147, (C) two thousand dollars per offense
62 against any person the commission finds to have (i) improperly voted
63 in any election, primary or referendum, and (ii) not been legally
64 qualified to vote in such election, primary or referendum, or (D) two
65 thousand dollars per offense or twice the amount of any improper
66 payment or contribution, whichever is greater, against any person the
67 commission finds to be in violation of any provision of chapter 155 or
68 157. The commission may levy a civil penalty against any person
69 under subparagraph (A), (B), (C) or (D) of this subdivision only after
70 giving the person an opportunity to be heard at a hearing conducted in
71 accordance with sections 4-176e to 4-184, inclusive. In the case of
72 failure to pay any such penalty levied pursuant to this subsection
73 within thirty days of written notice sent by certified or registered mail
74 to such person, the superior court for the judicial district of Hartford,
75 on application of the commission, may issue an order requiring such
76 person to pay the penalty imposed and such court costs, state
77 marshal's fees and attorney's fees incurred by the commission as the
78 court may determine. Any civil penalties paid, collected or recovered
79 under subparagraph (D) of this subdivision for a violation of any
80 provision of chapter 155 applying to the office of the Treasurer shall be
81 deposited on a pro rata basis in any trust funds, as defined in section 3-
82 13c, affected by such violation;

83 (3) (A) To issue an order requiring any person the commission finds
84 to have received any contribution or payment which is prohibited by
85 any of the provisions of chapter 155 or 157 or any regulation adopted
86 pursuant to either said chapter, after an opportunity to be heard at a

87 hearing conducted in accordance with the provisions of sections 4-176e
88 to 4-184, inclusive, to return such contribution or payment to the donor
89 or payor, or to remit such contribution or payment to the state for
90 deposit in the General Fund or the Citizens' Election Fund, whichever
91 is deemed necessary to effectuate the purposes of chapter 155 or 157, as
92 the case may be;

93 (B) To issue an order when the commission finds that an intentional
94 violation of any provision of chapter 155, 156 or 157 or any regulation
95 adopted pursuant to any said chapter, has been committed, after an
96 opportunity to be heard at a hearing conducted in accordance with
97 sections 4-176e to 4-184, inclusive, which order may contain one or
98 more of the following sanctions: (i) Removal of a campaign treasurer,
99 deputy campaign treasurer or solicitor; (ii) prohibition on serving as a
100 campaign treasurer, deputy campaign treasurer or solicitor, for a
101 period not to exceed four years; and (iii) in the case of a party
102 committee or a political committee, suspension of all political
103 activities, including, but not limited to, the receipt of contributions and
104 the making of expenditures, provided the commission may not order
105 such a suspension unless the commission has previously ordered the
106 removal of the campaign treasurer and notifies the officers of the
107 committee that the commission is considering such suspension;

108 (C) To issue an order revoking any person's eligibility to be
109 appointed or serve as an election, primary or referendum official or
110 unofficial checker or in any capacity at the polls on the day of an
111 election, primary or referendum, when the commission finds such
112 person has intentionally violated any provision of the general statutes
113 or regulations relating to the conduct of an election, primary or
114 referendum, after an opportunity to be heard at a hearing conducted in
115 accordance with sections 4-176e to 4-184, inclusive;

116 (D) To issue an order to enforce the provisions of the Help America
117 Vote Act, P.L. 107-252, as amended from time to time, as the
118 commission deems appropriate;

119 (E) To issue an order following the commission's determination of
120 the right of an individual to be or remain an elector when such
121 determination is made (i) pursuant to an appeal taken to the
122 commission from a decision of the registrars of voters or board of
123 admission of electors under section 9-31l, or (ii) following the
124 commission's investigation pursuant to subdivision (1) of this
125 subsection;

126 (F) To issue a cease and desist order for violation of any general
127 statute or regulation under the commission's jurisdiction and to take
128 reasonable actions necessary to compel compliance with such statute
129 or regulation;

130 (4) To issue an order to a candidate committee that receives moneys
131 from the Citizens' Election Fund pursuant to chapter 157, to comply
132 with the provisions of chapter 157 or any regulation adopted pursuant
133 to said chapter, after an opportunity to be heard at a hearing
134 conducted in accordance with the provisions of sections 4-176e to 4-
135 184, inclusive;

136 (5) To inspect or audit at any reasonable time and upon reasonable
137 notice the accounts or records of any campaign treasurer or principal
138 campaign treasurer, as required by chapter 155 or 157 and to audit any
139 such election, primary or referendum held within the state; provided,
140 (A) (i) not later than two months preceding the day of an election at
141 which a candidate is seeking election, the commission shall complete
142 any audit it has initiated in the absence of a complaint that involves a
143 committee of the same candidate from a previous election, and (ii)
144 during the two-month period preceding the day of an election at
145 which a candidate is seeking election, the commission shall not initiate
146 an audit in the absence of a complaint that involves a committee of the
147 same candidate from a previous election, and (B) the commission shall
148 not audit any caucus, as defined in subdivision (1) of section 9-372;

149 (6) To attempt to secure voluntary compliance, by informal methods
150 of conference, conciliation and persuasion, with any provision of

151 chapter 149, 151 to 153, inclusive, 155, 156 or 157 or any other
152 provision of the general statutes or regulations relating to any such
153 election, primary or referendum;

154 (7) To consult with the Secretary of the State, the Chief State's
155 Attorney or the Attorney General on any matter which the commission
156 deems appropriate;

157 (8) To refer to the Chief State's Attorney evidence bearing upon
158 violation of any provision of chapter 149, 151 to 153, inclusive, 155, 156
159 or 157 or any other provision of the general statutes or regulations
160 pertaining to or relating to any such election, primary or referendum;

161 (9) To refer to the Attorney General evidence for injunctive relief
162 and any other ancillary equitable relief in the circumstances of
163 subdivision (8) of this subsection. Nothing in this subdivision shall
164 preclude a person who claims that he is aggrieved by a violation of any
165 provision of chapter 152 or any other provision of the general statutes
166 relating to referenda from pursuing injunctive and any other ancillary
167 equitable relief directly from the Superior Court by the filing of a
168 complaint;

169 (10) To refer to the Attorney General evidence pertaining to any
170 ruling which the commission finds to be in error made by election
171 officials in connection with any election, primary or referendum. Those
172 remedies and procedures available to parties claiming to be aggrieved
173 under the provisions of sections 9-323, 9-324, 9-328, [and] 9-329a and 9-
174 371b shall apply to any complaint brought by the Attorney General as
175 a result of the provisions of this subdivision;

176 (11) To consult with the United States Department of Justice and the
177 United States Attorney for Connecticut on any investigation pertaining
178 to a violation of this section, section 9-12, subsection (a) of section 9-17
179 or section 9-19b, 9-19e, 9-19g, 9-19h, 9-19i, 9-20, 9-21, 9-23a, 9-23g, 9-
180 23h, 9-23j to 9-23o, inclusive, 9-26, 9-31a, 9-32, 9-35, 9-35b, 9-35c, 9-40a,
181 9-42, 9-43, 9-50a, 9-56 or 9-59 and to refer to said department and
182 attorney evidence bearing upon any such violation for prosecution

183 under the provisions of the National Voter Registration Act of 1993,
184 P.L. 103-31, as amended from time to time;

185 (12) To inspect reports filed with town clerks pursuant to chapter
186 155 and refer to the Chief State's Attorney evidence bearing upon any
187 violation of law therein if such violation was committed knowingly
188 and wilfully;

189 (13) To intervene in any action brought pursuant to the provisions
190 of sections 9-323, 9-324, 9-328 and 9-329a upon application to the court
191 in which such action is brought when in the opinion of the court it is
192 necessary to preserve evidence of possible criminal violation of the
193 election laws;

194 (14) To adopt and publish regulations pursuant to chapter 54 to
195 carry out the provisions of section 9-7a, this section, and chapters 155,
196 156 and 157; to issue upon request and publish advisory opinions in
197 the Connecticut Law Journal upon the requirements of chapters 155,
198 156 and 157, and to make recommendations to the General Assembly
199 concerning suggested revisions of the election laws;

200 (15) To the extent that the Elections Enforcement Commission is
201 involved in the investigation of alleged or suspected criminal
202 violations of any provision of the general statutes pertaining to or
203 relating to any such election, primary or referendum and is engaged in
204 such investigation for the purpose of presenting evidence to the Chief
205 State's Attorney, the Elections Enforcement Commission shall be
206 deemed a law enforcement agency for purposes of subdivision (3) of
207 subsection (b) of section 1-210, provided nothing in this section shall be
208 construed to exempt the Elections Enforcement Commission in any
209 other respect from the requirements of the Freedom of Information
210 Act, as defined in section 1-200;

211 (16) To enter into such contractual agreements as may be necessary
212 for the discharge of its duties, within the limits of its appropriated
213 funds and in accordance with established procedures;

214 (17) To provide the Secretary of the State with notice and copies of
215 all decisions rendered by the commission in contested cases, advisory
216 opinions and declaratory judgments, at the time such decisions,
217 judgments and opinions are made or issued;

218 (18) To receive and determine complaints filed under the Help
219 America Vote Act, P.L. 107-252, as amended from time to time, by any
220 person who believes there is a violation of any provision of Title III of
221 P.L. 107-252, as amended. Any complaint filed under this subdivision
222 shall be in writing, notarized and signed and sworn by the person
223 filing the complaint. At the request of the complainant, there shall be a
224 hearing on the record, conducted in accordance with sections 4-167e to
225 4-184, inclusive. The commission shall make a final determination with
226 respect to a complaint prior to the expiration of the ninety-day period
227 beginning on the date the complaint is filed, unless the complainant
228 consents to a longer period for making such determination. If the
229 commission fails to meet the applicable deadline under this
230 subdivision with respect to a complaint, the commission shall resolve
231 the complaint within sixty days after the expiration of such ninety-day
232 period under an alternative dispute resolution procedure established
233 by the commission.

234 Sec. 2. Section 9-236b of the general statutes is repealed and the
235 following is substituted in lieu thereof (*Effective July 1, 2010*):

236 (a) The Secretary of the State shall provide each municipality with
237 sufficient quantities of a poster size copy, at least eighteen by twenty-
238 four inches, of a Voter's Bill of Rights, which shall be posted
239 conspicuously at each polling place. The text of the Voter's Bill of
240 Rights shall be:

241 "VOTER'S BILL OF RIGHTS

242 Every registered voter in this state has the right to:

243 (1) Inspect a sample ballot before voting;

244 (2) Receive instructions concerning how to operate voting
245 equipment, on sample voting equipment before voting;

246 (3) Cast a ballot if the voter is in line when the polls are closing;

247 (4) Ask for and receive assistance in voting, including assistance in
248 languages other than English where required by federal or state law;

249 (5) Vote free from coercion or intimidation by election officials or
250 any other person;

251 (6) Cast a ballot using voting equipment that accurately counts all
252 votes;

253 (7) Vote by provisional ballot if the individual registered to vote and
254 the individual's name is not on the voter list;

255 (8) Be informed of the process for restoring the individual's right to
256 vote if the individual was incarcerated for a felony conviction; and

257 (9) Vote independently and in privacy at a polling place, regardless
258 of physical disability.

259 If any of your rights have been violated, you have the right to file an
260 official complaint with the State Elections Enforcement Commission at
261 (toll-free telephone number) or the United States Department of
262 Justice at (toll-free telephone number). In addition, before leaving
263 the polling place you may notify the moderator of the violation."

264 (b) No person shall violate any right of a registered voter, as listed
265 in subsection (a) of this section.

266 ~~[(b)]~~ (c) In any municipality or voting district where federal or state
267 law requires ballots to be made available in a language or languages
268 other than English, the Voter's Bill of Rights shall also be made
269 available in such language or languages.

270 ~~[(c)]~~ (d) Sample ballots shall be made available at all polling places,
271 and any voter shall be permitted to inspect a sample ballot before

272 voting.

273 [(d)] (e) Any voter standing in line at a polling place at the time
274 when polls are scheduled to close shall be permitted to vote.

275 [(e)] (f) For use at elections for federal office, the Secretary of the
276 State shall prescribe and the municipal clerk shall provide for all
277 polling places in the municipality: (1) Instructions on how to cast a
278 provisional ballot, (2) instructions for mail-in registrants and first-time
279 voters who register to vote by mail on or after January 1, 2003, (3)
280 general information concerning voting rights under federal and
281 Connecticut laws, including information on the right of an individual
282 to cast a provisional ballot and instructions on how to contact the
283 appropriate officials if these rights are alleged to have been violated,
284 and (4) general information on federal and state laws concerning
285 prohibitions on acts of fraud and misrepresentation.

286 Sec. 3. Section 9-622 of the general statutes is repealed and the
287 following is substituted in lieu thereof (*Effective July 1, 2010*):

288 The following persons shall be guilty of illegal practices and shall be
289 punished in accordance with the provisions of section 9-623, as
290 amended by this act:

291 (1) Any person who, directly or indirectly, individually or by
292 another person, gives or offers or promises to any person any money,
293 gift, advantage, preferment, entertainment, aid, emolument or other
294 valuable thing for the purpose of inducing or procuring any person to
295 sign a nominating, primary or referendum petition or to vote or refrain
296 from voting for or against any person or for or against any measure at
297 any election, caucus, convention, primary or referendum;

298 (2) Any person who, directly or indirectly, receives, accepts,
299 requests or solicits from any person, committee, association,
300 organization or corporation, any money, gift, advantage, preferment,
301 aid, emolument or other valuable thing for the purpose of inducing or
302 procuring any person to sign a nominating, primary or referendum

303 petition or to vote or refrain from voting for or against any person or
304 for or against any measure at any such election, caucus, primary or
305 referendum;

306 (3) Any person who, in consideration of any money, gift, advantage,
307 preferment, aid, emolument or other valuable thing paid, received,
308 accepted or promised to the person's advantage or any other person's
309 advantage, votes or refrains from voting for or against any person or
310 for or against any measure at any such election, caucus, primary or
311 referendum;

312 (4) Any person who solicits from any candidate any money, gift,
313 contribution, emolument or other valuable thing for the purpose of
314 using the same for the support, assistance, benefit or expenses of any
315 club, company or organization, or for the purpose of defraying the cost
316 or expenses of any political campaign, primary, referendum or
317 election;

318 (5) Any person who, directly or indirectly, pays, gives, contributes
319 or promises any money or other valuable thing to defray or towards
320 defraying the cost or expenses of any campaign, primary, referendum
321 or election to any person, committee, company, club, organization or
322 association, other than to a campaign treasurer, except that this
323 subdivision shall not apply to any expenses for postage, telegrams,
324 telephoning, stationery, express charges, traveling, meals, lodging or
325 photocopying incurred by any candidate for office or for nomination to
326 office, so far as may be permitted under the provisions of this chapter;

327 (6) Any person who, in order to secure or promote the person's own
328 nomination or election as a candidate, or that of any other person,
329 directly or indirectly, promises to appoint, or promises to secure or
330 assist in securing the appointment, nomination or election of any other
331 person to any public position, or to any position of honor, trust or
332 emolument; but any person may publicly announce the person's own
333 choice or purpose in relation to any appointment, nomination or
334 election in which the person may be called to take part, if the person is

335 nominated for or elected to such office;

336 (7) Any person who, directly or indirectly, individually or through
337 another person, makes a payment or promise of payment to a
338 campaign treasurer in a name other than the person's own, and any
339 campaign treasurer who knowingly receives a payment or promise of
340 payment, or enters or causes the same to be entered in the person's
341 accounts in any other name than that of the person by whom such
342 payment or promise of payment is made;

343 (8) Any person who knowingly and wilfully violates any provision
344 of [this chapter] chapters 155 to 157, inclusive;

345 (9) Any person who offers or receives a cash contribution in excess
346 of one hundred dollars to promote the success or defeat of any political
347 party, candidate or referendum question;

348 (10) Any person who solicits, makes or receives a contribution,
349 payment or organization expenditure that is otherwise prohibited by
350 any provision of [this chapter] chapters 155 to 157, inclusive, or any
351 regulation adopted pursuant to any said chapter;

352 (11) Any department head or deputy department head of a state
353 department who solicits a contribution on behalf of, or for the benefit
354 of, any candidate for state, district or municipal office or any political
355 party;

356 (12) Any municipal employee who solicits a contribution on behalf
357 of, or for the benefit of, any candidate for state, district or municipal
358 office, any political committee or any political party, from (A) an
359 individual under the supervision of such employee, or (B) the spouse
360 or a dependent child of such individual;

361 (13) Any person who makes a coordinated expenditure for a
362 candidate without the knowledge of said candidate. No candidate
363 shall be civilly or criminally liable with regard to any such coordinated
364 expenditure;

365 (14) Any chief of staff of a legislative caucus who solicits a
366 contribution on behalf of or for the benefit of any candidate for state,
367 district or municipal office from an employee of the legislative caucus;

368 (15) Any chief of staff for a state-wide elected official who solicits a
369 contribution on behalf of or for the benefit of any candidate for state,
370 district or municipal office from a member of such official's staff; or

371 (16) Any chief of staff for the Governor or Lieutenant Governor who
372 solicits a contribution on behalf of or for the benefit of any candidate
373 for state, district or municipal office from a member of the staff of the
374 Governor or Lieutenant Governor, or from any commissioner or
375 deputy commissioner of any state agency.

376 Sec. 4. Section 9-623 of the 2010 supplement to the general statutes is
377 repealed and the following is substituted in lieu thereof (*Effective from*
378 *passage and applicable to elections held on and after said date*):

379 (a) Any person who knowingly and wilfully violates any provision
380 of this chapter shall be fined not more than five thousand dollars or
381 imprisoned not more than five years, or both. The [Secretary of the
382 State or the] town clerk shall notify the State Elections Enforcement
383 Commission of any such violation of which [said secretary or] such
384 town clerk may have knowledge. Any such fine for a violation of any
385 provision of this chapter applying to the office of the Treasurer shall be
386 deposited on a pro rata basis in any trust funds, as defined in section 3-
387 13c, affected by such violation.

388 (b) (1) If any campaign treasurer fails to file any statement required
389 by section 9-608, or if any candidate fails to file either (A) a statement
390 for the formation of a candidate committee as required by section 9-
391 604, [or] (B) a certification pursuant to section 9-603 that the candidate
392 is exempt from forming a candidate committee as required by section
393 9-604, or (C) an affidavit, in accordance with subsection (a) of section 9-
394 703, that includes a written certification indicating whether or not the
395 candidate intends to abide by the expenditure limits under the
396 Citizens' Election Program that are described in subsection (c) of

397 section 9-702, within the time required, the campaign treasurer or
398 candidate, as the case may be, shall pay a late filing fee of one hundred
399 dollars.

400 (2) In the case of any such statement or certification that is required
401 to be filed with the State Elections Enforcement Commission, the
402 commission shall, not later than ten days after the filing deadline is, or
403 should be, known to have passed, notify by certified mail, return
404 receipt requested, the person required to file that, if such statement or
405 certification is not filed not later than twenty-one days after such
406 notice, the person is in violation of section 9-603, 9-604 or 9-608.

407 (3) In the case of any such statement or certification that is required
408 to be filed with a town clerk, the town clerk shall forthwith after the
409 filing deadline is, or should be, known to have passed, notify by
410 certified mail, return receipt requested, the person required to file that,
411 if such statement or certification is not filed not later than seven days
412 after the town clerk mails such notice, the town clerk shall notify the
413 State Elections Enforcement Commission that the person is in violation
414 of section 9-603, 9-604 or 9-608.

415 (4) The penalty for any violation of section 9-603, 9-604 or 9-608 shall
416 be a fine of not less than two hundred dollars or more than two
417 thousand dollars or imprisonment for not more than one year, or both.

418 Sec. 5. Subsection (c) of section 9-706 of the general statutes is
419 repealed and the following is substituted in lieu thereof (*Effective from*
420 *passage and applicable to primaries and elections held on or after said date*):

421 (c) The application shall be accompanied by a cumulative itemized
422 accounting of all funds received, expenditures made and expenses
423 incurred but not yet paid by the candidate committee as of three days
424 [before the applicable application deadline contained in subsection (g)
425 of this section] preceding the day the application is filed. Such
426 accounting shall be sworn to under penalty of false statement by the
427 campaign treasurer of the candidate committee. The commission shall
428 prescribe the form of the application and the cumulative itemized

429 accounting. The form for such accounting shall conform to the
430 requirements of section 9-608. Both the candidate and the campaign
431 treasurer of the candidate committee shall sign the application.

432 Sec. 6. Subsection (g) of section 9-706 of the general statutes is
433 repealed and the following is substituted in lieu thereof (*Effective from*
434 *passage and applicable to primaries and elections held on or after said date*):

435 (g) (1) Any application submitted pursuant to this section for a
436 primary or general election shall be submitted in accordance with the
437 following schedule: (A) By five o'clock p.m. on the third Thursday in
438 May of the year that the primary or election will be held at which such
439 participating candidate will seek nomination or election, or (B) by five
440 o'clock p.m. on any subsequent Thursday of such year, provided no
441 application shall be accepted by the commission after five o'clock p.m.
442 on or after the fourth to last Friday prior to the primary or election at
443 which such participating candidate will seek nomination or election.
444 Not later than four business days following any such Thursday or
445 Friday, as applicable, for participating candidates seeking nomination
446 or election to the office of state senator or state representative or, ten
447 business days following any such Thursday or Friday, as applicable,
448 for participating candidates seeking nomination or election to the
449 office of Governor, Lieutenant Governor, Attorney General, State
450 Comptroller, State Treasurer or Secretary of the State or, in the event of
451 a national, regional or local emergency or local natural disaster, as
452 soon thereafter as is practicable, the commission shall review any
453 application received by such Thursday or Friday, in accordance with
454 the provisions of subsection (d) of this section, and determine whether
455 such application shall be approved or disapproved. For any such
456 application that is approved, any disbursement of funds shall be made
457 not later than twelve business days prior to any such primary or
458 general election. From the third week of June in even-numbered years
459 until the third week in July, the commission shall meet twice weekly to
460 determine whether or not to approve applications for grants if there
461 are pending grant applications.

462 (2) Notwithstanding the provisions of subdivision (1) of this
463 subsection, no application for a special election shall be accepted by
464 the commission after five o'clock p.m. on or after ten business days
465 prior to the special election at which such participating candidate will
466 seek election. Not later than three business days following such
467 deadline, or, in the event of a national, regional or local emergency or
468 local natural disaster, as soon thereafter as practicable, the commission
469 shall review any such application received by such deadline, in
470 accordance with the provisions of subsection (d) of this section, and
471 determine whether such application shall be approved or disapproved.
472 For any such application that is approved, any disbursement of funds
473 shall be made not later than seven business days prior to any such
474 special election.

475 (3) The commission shall publish such application review schedules
476 and meeting schedules on the commission's web site and with the
477 Secretary of the State.

478 Sec. 7. Subsection (j) of section 9-705 of the general statutes is
479 repealed and the following is substituted in lieu thereof (*Effective from*
480 *passage and applicable to primaries and elections held on or after said date*):

481 (j) Notwithstanding the provisions of subsections (a) to (i), inclusive,
482 of this section:

483 (1) The initial grant that a qualified candidate committee for a
484 candidate is eligible to receive under subsections (a) to (i), inclusive, of
485 this section shall be reduced by the amount of any personal funds that
486 the candidate provides for the candidate's campaign for nomination or
487 election pursuant to subsection (c) of section 9-710;

488 (2) If a participating candidate is nominated at a primary and does
489 not expend the entire grant for the primary campaign authorized
490 under subsection (a), (b), (e) or (f) of this section or all moneys that
491 may be received for the primary campaign under section 9-713 or 9-
492 714, the amount of the grant for the general election campaign shall be
493 reduced by the total amount of any such unexpended primary

494 campaign grant and moneys;

495 (3) If a participating candidate who is nominated for election [does
496 not have any opponent] is unopposed in the general election
497 campaign, [the amount of the general election campaign grant for
498 which] the qualified candidate committee for said candidate shall not
499 be eligible [shall be thirty per cent of the applicable amount set forth in
500 subsections (a) to (i), inclusive; and] to receive a general election
501 campaign grant. For purposes of this chapter, a participating candidate
502 who is nominated for election shall be deemed unopposed in the
503 general election campaign unless, in the applicable race, the following
504 occur: (A) (i) A major party other than said candidate's party endorses
505 a candidate, other than said candidate, and makes the requisite filing
506 with the Secretary of the State within the time specified in section 9-
507 388, 9-391 or 9-400, as applicable, (ii) a candidate, other than said
508 candidate, of a major party other than said candidate's party receives
509 not less than fifteen per cent of the vote of convention delegates and
510 complies with the filing requirements set forth in section 9-400, (iii) a
511 candidate, other than said candidate, of a major party other than said
512 candidate's party circulates a petition and obtains the required number
513 of signatures for filing a candidacy for nomination and either qualifies
514 for the primary or is the party's nominee, or (iv) a candidate, other
515 than said candidate, qualifies as an eligible minor party candidate, as
516 defined in section 9-700, or qualifies as an eligible petitioning party
517 candidate, as defined in section 9-700, and (B) a candidate described in
518 subparagraph (A) of this subdivision is required, pursuant to the
519 provisions of section 9-604, to form a candidate committee or is exempt
520 from forming a candidate committee under section 9-604, but required
521 to file statements according to the same schedule and in the same
522 manner as required under section 9-608, or is required to have another
523 committee file such report of expenditures on the candidate's behalf;
524 and

525 [(4) If the only opponent or opponents of a participating candidate
526 who is nominated for election to an office are eligible minor party
527 candidates or eligible petitioning party candidates and no such eligible

528 minor party candidate's or eligible petitioning party candidate's
529 candidate committee has received a total amount of contributions of
530 any type that is equal to or greater than the amount of the qualifying
531 contributions that a candidate for such office is required to receive
532 under section 9-704 to be eligible for grants from the Citizens' Election
533 Fund, the amount of the general election campaign grant for such
534 participating candidate shall be sixty per cent of the applicable amount
535 set forth in this section.]

536 (4) If, subsequent to being deemed an unopposed candidate
537 pursuant to subdivision (3) of this subsection, such participating
538 candidate shall no longer qualify as unopposed, the applicable general
539 election grant that such participating candidate's qualified candidate
540 committee is eligible to receive pursuant to subsections (a) to (i),
541 inclusive, of this section shall be reduced by the amount of any
542 contributions in addition to qualifying contributions raised pursuant to
543 subsection (c) of section 9-702.

544 Sec. 8. Section 9-55 of the general statutes is repealed and the
545 following is substituted in lieu thereof (*Effective from passage*):

546 (a) The registrars of voters shall cause to be printed at least once
547 during the calendar year [a sufficient number of copies of complete,
548 corrected enrollment lists certified by them as correct, provided a
549 supplementary or updated list shall be printed within one week after a
550 session held on the fourteenth day before a primary] a complete
551 enrollment list and shall make such list available to the public upon
552 request.

553 (b) If a political party authorizes unaffiliated electors to vote in a
554 primary, under section 9-431, and a notice of primary is published, the
555 registrars shall cause a list of all unaffiliated electors eligible to vote in
556 the primary to be printed [within one week after the session held on
557 the fourteenth day] before such primary. If unaffiliated electors are
558 authorized to vote in only one party's primary and are authorized to
559 vote for all offices to be contested at the primary, the registrars may

560 print the list of unaffiliated electors in combination with such party's
561 enrollment list, indicating party affiliation where applicable.

562 (c) If the legislative body of the municipality votes to eliminate
563 separate enrollment lists under section 9-54 and:

564 (1) Notices of primaries are published for two parties to be held on
565 the same day, the registrars of voters shall print complete separate
566 enrollment lists [within one week after the enrollment session held on
567 the fourteenth day before the primary] and, if unaffiliated electors are
568 authorized to vote in the primary, the registrars of voters shall print a
569 separate list of unaffiliated electors as provided in subsection (b) of this
570 section; or

571 (2) A notice of primary is published for one party in which
572 unaffiliated electors are authorized to vote for some but not all offices
573 to be contested at the primary, the registrars of voters shall print a
574 complete separate enrollment list and a separate list of unaffiliated
575 electors as provided in subsection (b) of this section; or

576 (3) A notice of primary is published for only one party and (A)
577 unaffiliated electors are not authorized to vote, or (B) unaffiliated
578 electors are authorized to vote for all offices to be contested at the
579 primary, a registry list may be used as a checklist at the primary and
580 the registrars of voters shall [, within one week after the session held
581 on the fourteenth day before such primary,] print a supplementary or
582 updated list indicating those electors who have become eligible to vote
583 in the primary since the printing of the registry list.

584 (d) Whenever a list is required by this section to be printed, [within
585 one week after the session held on the fourteenth day before the
586 primary,] a supplement to such list shall be compiled by the registrars
587 of voters of persons who after such date and prior to twelve o'clock
588 noon of the last business day before the primary become eligible to
589 vote in such primary. The registrars of voters may combine such
590 separate compilation with the foregoing printed list [either by inserting
591 the names in writing or] by reprinting the list or incorporating the

592 supplementary [or updated list into a single printed] list.

593 (e) The registrars of voters shall [file one copy of each such list with
594 the town clerk which copy shall be] make available for public use such
595 list in the office of the [town clerk] registrars of voters until the
596 printing of the next completed [, corrected] enrollment list; and they
597 shall deliver to the chairman of the town committee of each political
598 party [five] copies of each such list for each voting district in the town.
599 Whenever the registrars of voters are not in their office, such list shall
600 be placed outside of the office for public inspection. Upon request, the
601 registrars of voters shall give one complete set of such lists to each
602 candidate for nomination for any office or for election as a town
603 committee member. They shall deliver a sufficient number of copies
604 thereof to the moderator of each primary. [With each printing the
605 registrars shall retain at least six copies of each such list and such
606 copies shall be available for public use in the office of the registrars
607 until the printing of the next complete, corrected enrollment list.] No
608 petition brought under the provisions of section 9-63 shall operate to
609 delay the completion and printing of such lists. If the petition of any
610 elector is granted after any such list has been completed, the [registrar
611 or assistant registrar] registrars of voters or assistant registrars of
612 voters, as the case may be, shall issue to such elector a certificate
613 showing that the elector is entitled to the privileges accompanying
614 enrollment in the political party named in the elector's petition.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2010</i>	9-7b(a)
Sec. 2	<i>July 1, 2010</i>	9-236b
Sec. 3	<i>July 1, 2010</i>	9-622
Sec. 4	<i>from passage and applicable to elections held on and after said date</i>	9-623
Sec. 5	<i>from passage and applicable to primaries and elections held on or after said date</i>	9-706(c)

Sec. 6	<i>from passage and applicable to primaries and elections held on or after said date</i>	9-706(g)
Sec. 7	<i>from passage and applicable to primaries and elections held on or after said date</i>	9-705(j)
Sec. 8	<i>from passage</i>	9-55

GAE *Joint Favorable Subst.*